

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	:	CRIMINAL NO. 01 - 512
	:	DATE FILED: _____
v.	:	<b>VIOLATIONS:</b>
<b>VINCENT WILLIAMS</b>	:	18 U.S.C. § 371 (Conspiracy to make false statements to federal firearms licensee - 1 Count)
<b>BRIAN ROGERS</b>	:	18 U.S.C. § 924(a)(1)(A)(Making false statements to federal firearms licensee - 6 Counts)
	:	18 U.S.C. § 1512(a)(1)(A) (Tampering with a Witness by murder - 1 Count)
	:	18 U.S.C. § 1513(a)(1)(B) (Retaliation against a Witness - 1 Count)
	:	18 U.S.C. § 924(c)(Using and carrying a firearm during and in relation to a crime of violence - 1 Count)
	:	18 U.S.C. § 2 (Aiding and abetting) Notice of Forfeiture

**INDICTMENT**

**COUNT ONE**

THE GRAND JURY CHARGES THAT:

At all times relevant to this Indictment:

1. Pursuant to Title 18, United States Code, Section 924(a)(1)(A), it is a criminal offense to knowingly make any false statement or representation with respect to the information required to be kept in the records of a person licensed under Chapter 44 of Title 18, United States Code (Sections 921-929).
2. Persons licensed under Title 18, United States Code, Chapter 44, included federal

firearms licensees (“FFL”) licensed by the Bureau of Alcohol, Tobacco and Firearms (“ATF”) of the United States Department of the Treasury and doing business within the Eastern District of Pennsylvania and elsewhere.

3. Miller’s Sporting Goods (“Miller’s”), located at 1578 B Chichester Avenue, Linwood, Pennsylvania, was a federally licensed firearms dealer.

4. Ken Crane Sporting Goods (“Crane’s”), located at 310 Sloan Street, Crum Lynne, Pennsylvania, was a federally licensed firearms dealer.

5. FFL dealers were licensed, among other things, to sell firearms and ammunition. Various rules and regulations contained in and promulgated under the authority of Title 18, United States Code, Chapter 44 (Sections 921-929) govern the manner in which an FFL may sell firearms and ammunition.

6. The rules and regulations governing FFL holders required that a person seeking to purchase a firearm fill out a “Firearms Transaction Record,” ATF Form 4473. Part of Form 4473 requires that the prospective purchaser certify truthfully, subject to penalties of perjury, that he or she is the actual buyer of the firearm, rather than a “straw purchaser” acquiring the firearm on behalf of another. The Form 4473 in effect at the times relevant to this Indictment contained language explaining what it means to be an actual buyer:

**WARNING** - The Federal firearms laws require that the individual filling out this form must be buying the firearm for himself or herself or as a gift. Any individual who is not buying the firearm for himself or herself or as a gift, but who completes this form, violates the law. Example: Mr. Smith asks Mr. Jones to purchase a firearm for Mr. Smith. Mr. Smith gives Mr. Jones the money for the firearm. If Mr. Jones fills out this form, he will violate the law. However, if Mr. Jones buys a firearm with his own money to give to Mr. Smith as a birthday present, Mr. Jones may lawfully complete this form. A licensee who knowingly delivers a firearm to an individual who is not buying the firearm for himself or herself or as a gift violates the

law by maintaining a false ATF F 4473.

7. FFL holders were required, pursuant to regulations promulgated by ATF under the authority of Title 18, United States Code, Chapter 44 (Sections 921-929), to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL, including the buyer's home address and date of birth.

8. From on or about August 12, 2000 through on or about September 19, 2000 at Linwood, Crum Lynne and Chester, in the Eastern District of Pennsylvania, the defendant

VINCENT WILLIAMS

conspired and agreed with Tracey Saunders and with others known and unknown to the grand jury, to commit offenses against the United States, that is, to violate Title 18, United States Code, Section 924(a)(1)(A), by knowingly making false statements and representations concerning information required to be kept by a federally licensed firearms dealer, that is, the identity of the actual buyer of firearms.

MANNER AND MEANS OF THE CONSPIRACY

9. It was part of the conspiracy that defendant VINCENT WILLIAMS directed Tracey Saunders to act as a straw purchaser and buy firearms for him that he chose and had given her money to purchase on his behalf.

OVERT ACTS

In furtherance of the conspiracy, the following overt acts were committed within the Eastern District of Pennsylvania:

August 12, 2000

1. On or about August 12, 2000, defendant, VINCENT WILLIAMS asked

Tracey Saunders to buy firearms for him.

2. On or about August 12, 2000, defendant VINCENT WILLIAMS and Tracey Saunders went to Miller's to purchase a firearm for WILLIAMS.

3. On or about August 12, 2000, at the direction of defendant VINCENT WILLIAMS, Tracey Saunders purchased, at Miller's, an Intratec nine millimeter semi-automatic pistol, Model AB10, serial number A053796, with cash provided by defendant VINCENT WILLIAMS.

4. On or about August 12, 2000, at Miller's, Tracey Saunders completed ATF Form 4473 in connection with the purchase of the Intratec nine millimeter semi-automatic pistol, Model AB10, serial number A053796, falsely representing that she was the actual buyer of the firearm.

5. On or about August 12, 2000, upon leaving Miller's, Tracey Saunders gave to defendant VINCENT WILLIAMS the Intratec nine millimeter semi-automatic pistol, Model AB10, serial number A053796, and defendant VINCENT WILLIAMS paid \$300.00 to Tracey Saunders for purchasing the firearm for him.

August 14, 2000

6. On or about August 14, 2000, defendant VINCENT WILLIAMS and Tracey Saunders went to Crane's to purchase a firearm for WILLIAMS. At Crane's, defendant VINCENT WILLIAMS and Tracey Saunders looked at various firearms until defendant VINCENT WILLIAMS chose a firearm for Tracey Saunders to purchase for him.

7. On or about August 14, 2000, at the direction of defendant VINCENT WILLIAMS, Tracey Saunders purchased, at Crane's, a Taurus nine millimeter semi-automatic

pistol, Model PT99AF, serial number TJP54335, with cash provided by defendant VINCENT WILLIAMS.

8. On or about August 14, 2000, at Crane's, Tracey Saunders completed ATF Form 4473 in connection with the purchase of a Taurus nine millimeter semi-automatic pistol, Model PT99AF, serial number TJP54335, falsely representing that she was the actual buyer of the firearm.

9. On or about August 14, 2000, upon leaving Crane's, Tracey Saunders gave to defendant VINCENT WILLIAMS the Taurus nine millimeter semi-automatic pistol, Model PT99AF, serial number TJP54335, and defendant VINCENT WILLIAMS paid \$100.00 to Tracey Saunders for purchasing the firearm for him.

August 16, 2000

10. On or about August 16, 2000, at the direction of defendant VINCENT WILLIAMS, Tracey Saunders purchased, at Miller's, an Intratec nine millimeter semi-automatic pistol, Model AB10, serial number A051956, with cash provided by defendant VINCENT WILLIAMS.

11. On or about August 16, 2000, at Miller's, Tracey Saunders completed ATF Form 4473 in connection with the purchase of this Intratec nine millimeter semi-automatic pistol, Model AB10, serial number A051956, falsely representing that she was the actual buyer of the firearm.

12. On or about August 16, 2000, upon leaving Miller's, Tracey Saunders gave to defendant VINCENT WILLIAMS the Intratec nine millimeter semi-automatic pistol, Model AB10, serial number A051956, and defendant VINCENT WILLIAMS paid \$100.00 to

Tracey Saunders for purchasing the firearm for him.

September 6, 2000

13. On or about September 6, 2000, at the direction of defendant VINCENT WILLIAMS, Tracey Saunders purchased, at Miller's, a Ruger forty caliber semi-automatic pistol, Model P944T, serial number 340-75277, with cash provided by defendant VINCENT WILLIAMS.

14. On or about September 6, 2000, at Miller's, Tracey Saunders completed ATF Form 4473 in connection with the purchase of this Ruger forty caliber semi-automatic pistol, Model P944T, serial number 340-75277, falsely representing that she was the actual buyer of the firearm.

15. On or about September 6, 2000, upon leaving Miller's, Tracey Saunders gave to defendant VINCENT WILLIAMS the Ruger forty caliber semi-automatic pistol, Model P944T, serial number 340-75277, and defendant VINCENT WILLIAMS paid Tracey Saunders \$100.00 for purchasing the firearm for him.

September 16, 2000

16. On or about September 16, 2000, at the direction of defendant VINCENT WILLIAMS, Tracey Saunders purchased, at Miller's, a Ruger forty-five caliber semi-automatic pistol, Model P90T, serial number 661-80733, with cash provided by defendant VINCENT WILLIAMS.

17. On or about September 16, 2000, at Miller's, Tracey Saunders completed ATF Form 4473 in connection with the purchase of this Ruger forty-five caliber semi-automatic pistol, Model P90T, serial number 661-80733, falsely representing that she was the actual buyer

of the firearm.

18. On or about September 16, 2000, Tracey Saunders gave to defendant VINCENT WILLIAMS the Ruger forty-five caliber semi-automatic pistol, Model P90T, serial number 661-80733, and defendant VINCENT WILLIAMS paid \$100.00 to Tracey Saunders for purchasing the firearm for him.

September 19, 2000

19. On or about September 19, 2000, at the direction of defendant VINCENT WILLIAMS, Tracey Saunders purchased, at Miller's, a Magnum Research forty-four caliber semi-automatic pistol, Model Desert Eagle, serial number 95253310, with cash provided by defendant VINCENT WILLIAMS.

20. On or about September 19, 2000, at Miller's, Tracey Saunders completed ATF Form 4473 in connection with the purchase of this Magnum Research forty-four caliber semi-automatic pistol, Model Desert Eagle, serial number 95253310, falsely representing that she was the actual buyer of the firearm.

21. On or about September 19, 2000, upon leaving Miller's, Tracey Saunders gave to defendant VINCENT WILLIAMS the Magnum Research forty-four caliber semi-automatic pistol, Model Desert Eagle, serial number 95253310, and defendant VINCENT WILLIAMS paid \$100.00 to Tracey Saunders for purchasing the firearm for him.

All in violation of Title 18, United States Code, Section 371.

## **COUNT TWO**

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 12, 2000, at Linwood, in the Eastern District of Pennsylvania, defendant

**VINCENT WILLIAMS**

willfully caused the making of, and knowingly aided and abetted the making of, false statements and representations with respect to information required to be kept in the records of a federally licensed firearms dealer in connection with the acquisition of a firearm, that is, an Intratec nine millimeter semi-automatic pistol, Model AB10, serial number A053796, from a federally licensed firearms dealer, that is, Miller's Sporting Goods, 1576 B Chichester Avenue, Linwood, Pennsylvania, in that Tracey Saunders falsely represented on Department of Treasury ATF Form 4473, Firearms Transaction Record, that she was the actual buyer of the firearm, when in fact defendant VINCENT WILLIAMS and she knew that statement to be false and fictitious.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.



### **COUNT THREE**

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 14, 2000, at Crum Lynne, in the Eastern District of Pennsylvania,  
defendant

VINCENT WILLIAMS

willfully caused the making of, and knowingly aided and abetted the making of, false statements and representations with respect to information required to be kept in the records of a federally licensed firearms dealer in connection with the acquisition of a firearm, that is, a Taurus nine millimeter semi-automatic pistol, Model PT99AF, serial number TJP54335, from a federally licensed firearms dealer, that is, Ken Crane Sporting Goods, 310 Sloan Street, Crum Lynne, Pennsylvania, in that Tracey Saunders falsely represented on Department of Treasury ATF Form 4473, Firearms Transaction Record, that she was the actual buyer of the firearm, when in fact defendant VINCENT WILLIAMS and she knew that statement to be false and fictitious.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

#### **COUNT FOUR**

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 16, 2000, at Linwood, in the Eastern District of Pennsylvania,  
defendant

VINCENT WILLIAMS

willfully caused the making of, and knowingly aided and abetted the making of, false statements and representations with respect to information required to be kept in the records of a federally licensed firearms dealer in connection with the acquisition of a firearm, that is, an Intratec nine millimeter semi-automatic pistol, Model AB10, serial number A051956, from a federally licensed firearms dealer, that is, Miller's Sporting Goods, 1576 B Chichester Avenue, Linwood, Pennsylvania, in that Tracey Saunders falsely represented on Department of Treasury ATF Form 4473, Firearms Transaction Record, that she was the actual buyer of the firearm, when in fact defendant VINCENT WILLIAMS and she knew that statement to be false and fictitious.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

**COUNT FIVE**

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 6, 2000, at Linwood, in the Eastern District of Pennsylvania,  
defendant

VINCENT WILLIAMS

willfully caused the making of, and knowingly aided and abetted the making of false statements and representations with respect to information required to be kept in the records of a federally licensed firearms dealer in connection with the acquisition of a firearm, that is, a Ruger 40 caliber semi-automatic pistol, Model P944T, serial number 340-75277, from a federally licensed firearms dealer, that is, Miller's Sporting Goods, 1576 B Chichester Avenue, Linwood, Pennsylvania, in that Tracey Saunders falsely represented on Department of Treasury ATF Form 4473, Firearms Transaction Record, that she was the actual buyer of the firearm, when in fact defendant VINCENT WILLIAMS and she knew that statement to be false and fictitious.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

**COUNT SIX**

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 16, 2000, at Linwood, in the Eastern District of Pennsylvania,  
defendant

VINCENT WILLIAMS

willfully caused the making of, and knowingly aided and abetted the making of false statements and representations with respect to information required to be kept in the records of a federally licensed firearms dealer in connection with the acquisition of a firearm, that is, a Ruger 45 caliber semi-automatic pistol, Model P90T, serial number 661-80733, from a federally licensed firearms dealer, that is, Miller's Sporting Goods, 1576 B Chichester Avenue, Linwood, Pennsylvania, in that Tracey Saunders falsely represented on Department of Treasury ATF Form 4473, Firearms Transaction Record, that she was the actual buyer of the firearm, when in fact defendant VINCENT WILLIAMS and she knew that statement to be false and fictitious.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

**COUNT SEVEN**

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 19, 2000, at Linwood, in the Eastern District of Pennsylvania,  
defendant

VINCENT WILLIAMS

willfully caused the making of, and knowingly aided and abetted the making of, false statements and representations with respect to information required to be kept in the records of a federally licensed firearms dealer in connection with the acquisition of a firearm, that is, a Magnum Research 44 caliber semi-automatic pistol, Model Desert Eagle, serial number 95253310, from a federally licensed firearms dealer, that is, Miller's Sporting Goods, 1576 B Chichester Avenue, Linwood, Pennsylvania, in that Tracey Saunders falsely represented on Department of Treasury ATF Form 4473, Firearms Transaction Record, that she was the actual buyer of the firearm, when in fact defendant VINCENT WILLIAMS and she knew that statement to be false and fictitious.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

**COUNT EIGHT**

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 8, 2001, at Chester, in the Eastern District of Pennsylvania,  
defendants

BRIAN ROGERS  
and  
VINCENT WILLIAMS

knowingly killed and willfully caused the killing of Tracey Saunders with the intent to prevent her from testifying at an official proceeding, that is, the entry of Tracey Saunders' Change of Plea and her testimony against her co-defendant Vincent Williams at his trial.

All in violation of Title 18, United States Code, Section, 1512(a)(1)(A) and 2.

**COUNT NINE**

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 8, 2001, at Chester, in the Eastern District of Pennsylvania,  
defendants

BRIAN ROGERS  
and  
VINCENT WILLIAMS

knowingly killed and caused the killing of Tracey Saunders with the intent to retaliate against her for providing to a law enforcement officer information relating to the commission or possible commission of a federal offense, that is, conspiracy to make false statements and the making of false statements as charged in Counts 1 through 7 of this Indictment.

All in violation of Title 18, United States Code, Section, 1513(a)(1)(B) and 2.

**COUNT TEN**

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 8, 2001, at Chester, in the Eastern District of Pennsylvania,  
defendant

**BRIAN ROGERS**

knowingly used and carried a firearm during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, the killing of a witness and retaliation against a witness as charged in Counts 8 and 9 of this Indictment.

In violation of Title 18 United States Code, Section 924(c)(1).



### NOTICE OF FORFEITURE

1. As a result of the violations of Title 18, United States Code, Sections 371, 924(a)(1)(A), and 2 set forth in Counts One through Seven of this indictment, the defendant

#### VINCENT WILLIAMS

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 924(d) and Title 28 United States Code, Section 2461(c), all firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- (a) An Intratec nine millimeter semiautomatic pistol, Model AB10, serial number A053796;
- (b) A Taurus nine millimeter semi-automatic pistol, Model PT99AF, serial number TJP54335;
- (c) An Intratec nine millimeter semi-automatic pistol, Model AB10, serial number A051956;
- (d) A Ruger forty caliber semi-automatic pistol, Model P944T, serial number 340-75277;
- (e) A Ruger forty-five caliber semi-automatic pistol, Model P90T, serial number 661-80733; and
- (f) A Magnum Research forty-four caliber semi-automatic pistol, Model Desert Eagle, serial number 95253310.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

A TRUE BILL:

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FOREPERSON

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PATRICK L. MEEHAN  
United States Attorney